

April 7, 1978

LB 900, 910

SENATOR DeCAMP: Mr. President, I will try to make this real quick and not use up more than one minute of the ten. The intent of LB 900 is to replace in the Uniform Criminal Code the language that was inserted in section 28-046 Reissue Revised Statute, Nebraska, 943 by the 1973 Legislature, to define coin-operated machines for the protection of the public against other kinds and types of gambling devices. The bill is consistent with the Federal Department of Justice Administration by identifying and classifying illegal gambling devices. What's that all mean. The little pinball machines that have the little buttons on the side, in 1973 through a court decision or something, these were ruled in the same category, if they gave games like, you know, you get 8,000 or 800,000 points or something, you win extra games on them. Anyway, there was a ruling that said technically these had to be distinguished from other gambling devices if we were going to keep them, so in 1973, we put that into the statutes. When we did the new Criminal Code, and this is kind of interesting for Senator Fereuter and the group that spent \$10,000 seeing if we missed anything in their review committee over the summer, that section was left out of the new Criminal Code. So all this does is reinstate that section that was accidentally left out. I move the bill be advanced.

SENATOR SAVAGE: Any further discussion? If not, the motion is to advance LB 900. All those in favor vote aye, opposed vote nay. Have you all voted? Savage voting aye.

CLERK: Senator Savage voting aye.

SENATOR SAVAGE: Have you all voted? Record. We had a mix-up on the Board. Will you redo your vote please? Malfunction of the Board. Will you please vote again? Please vote. There was a malfunction of the Board and we need your vote again. Savage voting aye.

CLERK: Senator Savage voting aye.

SENATOR SAVAGE: Have you all voted? The Clerk will record.

CLERK: 27 ayes, 0 nays on the motion to advance, Mr. President.

SENATOR SAVAGE: LB 900 is advanced. The next bill is LB 910.

CLERK: Mr. President, LB 819 was introduced by Senator Herbert Duis of the 39th District. Title read. The bill was read on January 12th of this year. It was referred to the Judiciary Committee. It was advanced to General File. There are no amendments pending.

SENATOR SAVAGE: Senator Duis.

SENATOR DUIS: Mr. President, members of the Legislature, this is a technical amendment and I can make it short or I can make it long in explanation but I will read quite quickly the reasoning behind this. It came from the Central Nebraska Public Power and Irrigation District because an attorney of theirs found there to be an error in the statute. 819 is necessary to clarify a section of Nebraska law concerning how a political subdivision can be assured to be sued for a tort. As originally intended, for example,

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